

COUNCIL ON PENSIONS AND INSURANCE

Amendment No. 1 to SB0340

McNally
Signature of Sponsor

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

AMEND Senate Bill No. 340

House Bill No. 134*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-34-302(a), is amended by deleting the words and figures "nineteen (19) members" and substituting instead the words and figures "twenty (20) members".

SECTION 2. Tennessee Code Annotated, Section 8-34-302(a), is further amended by adding the following new subdivision at the end thereof:

(16) One (1) police officer who shall serve a term of three (3) years, commencing on July 1, 2007 and who, upon completion of that member's term, shall be replaced by a firefighter. Thereafter, the appointment of such board member shall alternate between a firefighter and a police officer for each successive three-year term. Such board member shall be appointed as follows:

(A) The police officer representative shall be appointed by the governor from a list of at least two (2), but no more than three (3) nominees submitted jointly by the professional organizations that represent police officers in Tennessee; and

(B) The firefighter representative shall be appointed by the governor from a list of at least two (2), but no more than three (3) nominees submitted jointly by the professional organizations that represent firefighters in Tennessee.

SECTION 3. Tennessee Code Annotated, Title 8, Chapter 34, Part 3, is amended by adding the following as a new appropriately designated section:

8-34-3 ____.

(a) There is hereby established an executive committee of the board, which shall be composed of the state treasurer, the comptroller of the treasury, the secretary of state, one (1) board of trustee member appointed by the governor from among the board members who serve on the governor's cabinet, and three (3) additional board of trustee

members selected by the entire board from among the employee or retiree board of trustee member representatives. The state treasurer shall also serve as chair of the executive committee, and the director of the division of retirement shall be the secretary to the committee.

(b) Notwithstanding any provision of this title to the contrary, the executive committee shall have the power and responsibility for establishing the investment policy for the assets of the retirement system; adopting for the retirement system such mortality, service and other such tables as are deemed necessary; determining from time to time the rate or rates of regular interest for use in all calculations relative to the retirement system, which rate or rates shall be subject to the approval of the council on pensions and insurance; and determining from time to time the employer contribution rate for state employees and teachers. The actions of the executive committee taken pursuant to this section shall be deemed the actions of the full board.

(c) The executive committee shall meet at such times as deemed necessary by the chair in order to perform its responsibilities under this section, and shall keep a record of all its proceedings which shall be open to public inspection. A report of any actions taken by the executive committee shall be presented to the full board at the board's next regular meeting following the action taken by the committee.

(d) No action of the executive committee shall be binding unless taken at a meeting at which at least four (4) members of the committee are present and vote in favor thereof.

SECTION 4. The provisions of this act shall be subject to the funding being provided in the general appropriations act.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.